

10/829, 147.

CAC

Patent No. 7,044,037
Request for Cert. of Correction dated November 28, 2006
Attorney Docket No.: 2005-040290

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,044,037 Confirmation No. 5091
Inventors : Cossette et al.
Issued : May 16, 2006
Title : Tip for Demolition and Construction Equipment
Examiner : Charles Goodman
Customer No. : 28289

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: Decision and Certificate of Correction
Branch of the Patent Issue Division
Sir:

In accordance with 35 U.S.C. §255, we attach hereto Form PTO/SB/44 and proof of error and request that a Certificate of Correction be issued in the above-identified patent. The following error appears in the patent as printed:

Face of Patent, See Item (75), Inventors: "Marc A. Cossette, Poland, OH (US); John R. Ramun, 8243 N. Lima Rd., Poland, OH (US) 44514" should be reversed and should read
-- **John R. Ramun**, 8243 N. Lima Rd., Poland, OH (US) 44514;
Marc A. Cossette, Poland, OH (US) --

(See the Application Data Sheet, Utility Patent Application Transmittal form, Express Mail Certificate, Filing Receipt mailed June 28, 2004 and the Notice to File Missing Parts, all of which indicate that Mr. Ramun is the first named inventor.)

It is when the Assignment was prepared, assigning Mr. Cossette's rights to Mr. Ramun that a clerical error was made. The clerk who prepared the Assignment document also prepared the Declaration with Mr. Cossette's name shown first. Our office continued to name Mr. Ramun on all of the forms sent to the Patent and Trademark Office up to the issuance of the patent, but the patent issued with the first named inventor as it was shown on the Declaration which was incorrect.

The above error is an obvious clerical error made by Applicants. A check for \$100.00 is attached to cover the fee for correction of Applicants' mistake.

Respectfully submitted,

THE WEBB-LAW FIRM

By

Richard L. Byrne
Registration No. 28,498
Attorney for Registrants
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
Telephone: (412) 471-8815
Facsimile: (412) 471-4094

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FC-1011

100.00 OP

Certificate
DEC 05 2006
of Correction

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : 7,044,037
APPLICATION NO. : 10/829,147
ISSUE DATE : May 16, 2006
INVENTORS : Cossette et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Face of Patent, See Item (75), Inventors: "Marc A. Cossette, Poland, OH (US);
John R. Ramun, 8243 N. Lima Rd., Poland, OH (US) 44514"
should be reversed and should read

-- **John R. Ramun**, 8243 N. Lima Rd., Poland, OH (US) 44514;
Marc A. Cossette, Poland, OH (US) --

MAILING ADDRESS OF SENDER: The Webb Law Firm
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1845

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-2450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select Option 2.



APPLICATION DATA SHEET

APPLICATION INFORMATION

Filing Date::	April 21, 2004
Application Type::	Regular
Subject Matter::	Utility
Title::	TIP FOR DEMOLITION AND CONSTRUCTION EQUIPMENT
Attorney Docket Number::	2005-040290
Request for Early Publication?::	No
Request for Non-Publication?::	No
Suggested Drawing Figure::	Figure 6
Total Drawing Sheets::	7
Small Entity?::	Yes

APPLICANT INFORMATION

Applicant Authority Type::	Inventor
Primary Citizenship Country::	USA
Status::	Full Capacity
Given Name::	John
Middle Name::	R.
Family Name::	Ramun
City of Residence::	Poland
State or Province of Residence::	OH
Country of Residence::	USA
Street of Mailing Address::	8243 North Lima Road
City of Mailing Address::	Poland
State or Province of Mailing Address::	OH
Country of Mailing Address::	USA
Postal or Zip Code of Mailing Address::	44514

Applicant Authority Type:: Inventor
Primary Citizenship Country:: USA
Status:: Full Capacity
Given Name:: Marc
Middle Name:: A.
Family Name:: Cossette
City of Residence:: Poland
State or Province of Residence:: OH
Country of Residence:: USA
Street of Mailing Address:: 202 Edna Street
City of Mailing Address:: Poland
State or Province of Mailing Address:: OH
Country of Mailing Address:: USA
Postal or Zip Code of Mailing Address:: 44514

CORRESPONDENCE INFORMATION

Correspondence Customer Number:: 28289

REPRESENTATIVE INFORMATION

Representative Customer Number::	28289	
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ASSIGNMENT INFORMATION

Assignee Name:: Allied Gator, Inc.
Street of Mailing Address:: 2100 Poland Avenue
City of Mailing Address:: Youngstown
State or Province of Mailing Address:: PA
Country of Mailing Address:: USA
Postal or Zip Code of Mailing Address:: 44502

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	Attorney Docket No.	2005-040290
	First Inventor	John R. RAMUN
	Title	"Tip for Demolition and Construction Equipment"
	Express Mail Label No.	EL 971283684 US

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450
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1. <input type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i> 2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total Pages <u>12</u>] <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure 4. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets <u>7</u>] 5. Oath or Declaration [Total Pages <u> </u>] a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76	7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i> 8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies
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ACCOMPANYING APPLICATION PARTS

- | | |
|---|--|
| 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) | |
| 10. <input type="checkbox"/> 37 CFR 3.73(b) Statement
<i>(when there is an assignee)</i> | <input type="checkbox"/> Power of Attorney |
| 11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i> | |
| 12. <input type="checkbox"/> Information Disclosure
Statement (IDS)/PTO-1449 | <input type="checkbox"/> Copies of IDS Citations |
| 13. <input type="checkbox"/> Preliminary Amendment | |
| 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)
<i>(Should be specifically itemized)</i> | |
| 15. <input type="checkbox"/> Certified Copy of Priority Document(s)
<i>(if foreign priority is claimed)</i> | |
| 16. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or
its equivalent. | |
| 17. <input type="checkbox"/> Other: _____ | |

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: ____/____

Prior application information: Examiner _____ Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number:	28289 (Insert Customer No. or Attach bar code label here)	OR <input type="checkbox"/> Correspondence address below
Name	James G. Porcelli Webb Ziesenheim Logsdon Orkin & Hanson, P.C.	
Address	700 Koppers Building 436 Seventh Avenue	
City	Pittsburgh	State PA Zip Code 15219
Country	United States	Telephone 412-471-8815 Fax 412-471-4094

Name (Print/Type)	James G. Porcelli	Registration No. (Attorney/Agent)	33,757
Signature	<i>James Porcelli</i>	Date	April 21, 2004

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTORNEY DOCKET NUMBER

JOHN R. RAMUN ET AL.

2005-040290

ENTITLED

TIP FOR DEMOLITION AND CONSTRUCTION EQUIPMENT

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number EL 971283684 US

Date of Deposit April 21, 2004

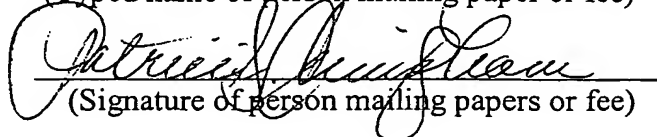
I hereby certify that the following attached papers or fees:

- UTILITY PATENT APPLICATION TRANSMITTAL (1 p.);
- APPLICATION DATA SHEET (2 pp.);
- SPECIFICATION (7 pp.) CLAIMS (4 pp.) and ABSTRACT (1 p.); and
- SEVEN (7) SHEETS OF FORMAL DRAWINGS

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Patricia S. Cunningham

(Typed name of person mailing paper or fee)


(Signature of person mailing papers or fee)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/829,147	04/21/2004	3724	0.00	2005-040290	7	17	4

CONFIRMATION NO. 5091

28289
 WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.
 700 KOPPERS BUILDING
 436 SEVENTH AVENUE
 PITTSBURGH, PA 15219

FILING RECEIPT



OC000000013088857

Date Mailed: 06/28/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John R. Ramun, Poland, OH;
 Marc A. Cossette, Poland, OH;

Assignment For Published Patent Application

Allied Gator, Inc., Youngstown, PA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 06/27/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

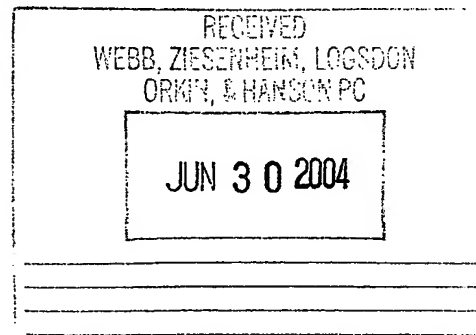
Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Tip for demolition and construction equipment





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/829,147	04/21/2004	John R. Ramun	2005-040290

CONFIRMATION NO. 5091

FORMALITIES LETTER



OC000000013088858

28289
 WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.
 700 KOPPERS BUILDING
 436 SEVENTH AVENUE
 PITTSBURGH, PA 15219

Date Mailed: 06/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

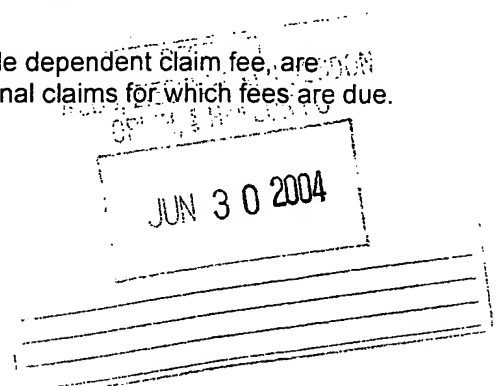
The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$43** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$493** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.



Application No.: 10/829,147
Paper Dated: September 28, 2004
Response to Notice to File Missing Parts dated June 28, 2004
Attorney Docket No.: 2005-040290

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John R. Ramun et al.
Application No. : 10/829,147
Filed : April 21, 2004
Title : TIP FOR DEMOLITION AND CONSTRUCTION
EQUIPMENT
Art Unit : 3724
Confirmation No. : 5091
Customer No. : 28289

MAIL STOP MISSING PARTS

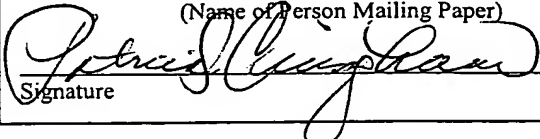
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

LETTER INDICATING PRACTITIONERS FOR POWER OF ATTORNEY

Sir:

This letter accompanies a Declaration and Power of Attorney document, which provides the power of attorney to more than ten practitioners.

In accordance with 37 CFR§1.32(c)(3), the following practitioners listed in the Declaration and Power of Attorney document are to be recognized by the United States Patent and Trademark Office as being of record in the above-referenced patent application or patent to which the Declaration and Power of Attorney document is directed:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 28, 2004.	
Patricia S. Cunningham (Name of Person Mailing Paper)	
 Signature	09-28-04 Date